

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Consumer and Regulatory Affairs, pursuant to the authority set forth in D.C. Official Code § 47-2853.10(a)(12), Mayor's Order 2000-70, dated May 2, 2000, and Mayor's Order 2009-11, dated February 2, 2009, hereby gives notice of the intent to adopt, in not less than thirty (30) days after the date of publication of this notice in the *D.C. Register*, amendments to Title 17, Chapter 26 (Real Estate Licenses) of the District of Columbia Municipal Regulations (DCMR).

This rulemaking re-designates the Board of Real Estate as the Real Estate Commission, pursuant to Mayor's Order 2009-11, and amends the code of ethics for real estate brokers, real estate salespersons, and property managers to prohibit a licensee from influencing a real estate appraisal.

Title 17 DCMR, Chapter 26 is amended as follows:

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- (a) Strike the phrase "Board of Real Estate" wherever it appears and insert the phrase "Real Estate Commission" in its place.
- (b) Strike the phrase "the Board" wherever it appears and insert the phrase "the Commission" in its place.

Subsection 2609.23 is amended to read as follows:

2609.23 A licensee shall not influence or attempt to influence the development, reporting, result, or review of an appraisal through coercion, extortion, collusion, compensation, inducement, intimidation, bribery, or in any other manner, including any act or practice that impairs or attempts to impair an appraiser's independence, objectivity, or impartiality, or violates a statute or regulation. This regulation shall not prohibit a licensee from making a good faith complaint against a real estate appraiser.

New subsection 2609.24 is added to read as follows:

2609.24 In addition to complying with the requirements set forth in this section, a licensee shall comply with the requirements set forth in the Act, the District of Columbia Real Estate Licensure Act of 1982, effective March 10, 1983 (D.C. Law 4-209; D.C. Official Code § 42-1701 *et seq.*), as amended, and the rules issued pursuant to those acts.

All persons desiring to comment on these proposed regulations should submit comments in writing to Helder Gil, Legislative Affairs Specialist, Department of Consumer and Regulatory Affairs, 1100 Fourth Street, SW, Room 5164, Washington, D.C. 20024, or via e-mail at helder.gil@dc.gov, not later than thirty (30) days after publication of this notice in the *D.C. Register*. Copies of the proposed rules can be obtained from the address listed above. A copy fee of one dollar (\$1) will be charged for each copy of the proposed rulemaking requested. Free copies are available on the DCRA website at dcra.dc.gov by going to the “DCRA News” link and then clicking on the “Rulemaking” tab.